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## FACSIMILE TRANSMISSION

DATE: FEBRUARY 4, 2008

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TO: USPTO

FACSIMILE No.: (571) 273-8300

FROM: GARY P. OAKESON

TRANSMITTED BY: BRENDA WISEMAN

OUR DOCKET No.: 200312792-1

FOR: SURFACE MODIFICATION OF SILICA IN AN AQUEOUS ENVIRONMENT

SUBJECT: NOTICE OF APPEAL

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

Attached please find a Notice of Appeal for Docket No. 200312792-1, Application No. 10/769,385.

Thank you. We await your confirmation of receipt.

Respectfully submitted,

Gary P. Oakeson  
THORPE NORTH & WESTERN, LLP  
Customer No. 20,551  
Reg. No. 44266

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FEB 04 2008 PATENT APPLICATION

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, Colorado 80527-2400

ATTORNEY DOCKET NO. 200312792-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Tienteh Chen

Confirmation No.: 8388

Application No.: 10/769,385

Examiner: Elena Tsoy

Filing Date: 1/30/2004

Group Art Unit: 1792

Title: Surface Modification of Silica in an Aqueous Environment

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, 10/09/2007, rejecting the following claims 1-22

The fee for this Notice of Appeal is (37 CFR 1.17(E)) \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☒ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☒ 1st Month  
\$120

☐ 2nd Month  
\$450

☐ 3rd Month  
\$1020

☐ 4th Month  
\$1590

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☐ The extension fee has already been filed in this application

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☐ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 620.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450

Date of Deposit:

OR

☒ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300.

Date of facsimile: 02-04-2008

Typed Name: Brenda Wiseman

Signature: Brenda Wiseman

Respectfully submitted,

Tienteh Chen

By

Gary P. Oakeson

Attorney/Agent for Applicant(s)

Reg No.: 44266

Date: 02/04/2008

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(rev 10/06a (NotuAppeal))